

§ 60a. Omitted

CODIFICATION

Present provisions relating to personnel and compensation of Congressional officers and employees may be found elsewhere in this chapter and in Acts and Resolutions cited in notes hereunder. Section was based on the following acts:

- 1949—Jan. 19, 1949, ch. 2, §1(d), (f), 63 Stat. 4.
 May 24, 1949, ch. 138, title I, 63 Stat. 76.
 Oct. 10, 1949, ch. 662, title I, 63 Stat. 738.
 Oct. 14, 1949, ch. 694, title I, 63 Stat. 869.
- 1948—June 14, 1948, ch. 467, §§101, 105, 62 Stat. 423, 437.
 June 25, 1948, ch. 658, title I, 62 Stat. 1027.
- 1947—Jan. 31, 1947, ch. 1, 61 Stat. 1.
 Feb. 19, 1947, ch. 3, 61 Stat. 4.
 July 17, 1947, ch. 262, §§101, 105, 61 Stat. 361, 377.
 July 30, 1947, ch. 361, 61 Stat. 610.
 July 31, 1947, ch. 414, 61 Stat. 695.
- 1946—July 1, 1946, ch. 530, §§101, 105, 60 Stat. 387, 407.
 July 23, 1946, ch. 591, title I, 60 Stat. 600.
 Aug. 2, 1946, ch. 753, title II, §201(a), 60 Stat. 834.
 Aug. 8, 1946, ch. 870, title I, 60 Stat. 910.
- 1945—Apr. 25, 1945, ch. 95, title I, 59 Stat. 77.
 June 13, 1945, ch. 189, §§101, 105, 59 Stat. 238, 259.
 July 5, 1945, ch. 271, title I, 59 Stat. 412.
 Dec. 28, 1945, ch. 589, title I, 59 Stat. 632.
- 1944—June 26, 1944, ch. 277, title I, §§101, 104, 58 Stat. 334, 354.
 June 28, 1944, ch. 304, title I, 58 Stat. 597.
 Dec. 22, 1944, ch. 660, title I, 58 Stat. 853.
- 1943—June 28, 1943, ch. 173, title I, §§101, 104, 57 Stat. 220, 239.
- 1942—June 8, 1942, ch. 396, §§1, 4, 56 Stat. 330, 349.
- 1941—Mar. 1, 1941, ch. 9, 55 Stat. 14.
 July 1, 1941, ch. 268, §§1, 4, 55 Stat. 446, 465.
- 1940—June 18, 1940, ch. 396, §§1, 4, 54 Stat. 462, 480.
 Oct. 9, 1940, ch. 780, title I, 54 Stat. 1030.
- 1939—June 16, 1939, ch. 208, §§1, 4, 53 Stat. 822, 839.
 July 25, 1939, ch. 352, §2, 53 Stat. 1080.
- 1938—May 17, 1938, ch. 236, §§1, 4, 52 Stat. 381, 398.
 June 25, 1938, ch. 681, 52 Stat. 1114.
- 1937—May 18, 1937, ch. 223, 50 Stat. 169.
- 1934—May 30, 1934, ch. 372, 48 Stat. 817.
- 1933—Feb. 28, 1933, ch. 134, 47 Stat. 1350.
- 1929—June 20, 1929, ch. 33, 46 Stat. 32.

In addition to these acts the following House Resolutions affected the salary of certain employees and were made permanent law by section 105 of act July 17, 1947, ch. 262, 61 Stat. 377: House Resolutions 628, 691, and 693 of the Seventy-ninth Congress and House Resolutions 42, 54, 74, 78, 96, 113, and 183 [which related to Office of Coordinator of Information of the House and which was repealed by Pub. L. 91–510, title III, §322, Oct. 26, 1970, 84 Stat. 1185] of the Eightieth Congress. House Resolutions 281 and 336 of the Eightieth Congress were made permanent law by act June 14, 1948, ch. 467, §105, 62 Stat. 437. House Resolutions No. 653 of the Eightieth Congress, and 6, 39, 45, 62, 84, 103, 172, and 188 of the 81st Congress were made permanent law by act June 22, 1949, ch. 235, §105, 63 Stat. 230.

LEGISLATIVE BRANCH APPROPRIATION ACTS

The following acts have provided for funds for the operation of Congress:

- Pub. L. 110–161, div. H, title I, Dec. 26, 2007, 121 Stat. 2218.
 Pub. L. 109–55, title I, Aug. 2, 2005, 119 Stat. 565.
 Pub. L. 108–447, div. G, title I, Dec. 8, 2004, 118 Stat. 3166.
 Pub. L. 108–83, title I, Sept. 30, 2003, 117 Stat. 1007.
 Pub. L. 108–7, div. H, title I, Feb. 20, 2003, 117 Stat. 346.
 Pub. L. 107–68, title I, Nov. 12, 2001, 115 Stat. 560.
 Pub. L. 106–554, §1(a)(2) [title I], Dec. 21, 2000, 114 Stat. 2763, 2763A–93.
 Pub. L. 106–57, title I, Sept. 29, 1999, 113 Stat. 408.
 Pub. L. 105–275, title I, Oct. 21, 1998, 112 Stat. 2430.
 Pub. L. 105–55, title I, Oct. 7, 1997, 111 Stat. 1177.

- Pub. L. 104–197, title I, Sept. 16, 1996, 110 Stat. 2394.
 Pub. L. 104–53, title I, Nov. 19, 1995, 109 Stat. 514.
 Pub. L. 103–283, title I, July 22, 1994, 108 Stat. 1423.
 Pub. L. 103–69, title I, Aug. 11, 1993, 107 Stat. 692.
 Pub. L. 102–392, title I, Oct. 6, 1992, 106 Stat. 1703.
 Pub. L. 102–90, title I, Aug. 14, 1991, 105 Stat. 447.
 Pub. L. 101–520, title I, Nov. 5, 1990, 104 Stat. 2254.
 Pub. L. 101–163, title I, Nov. 21, 1989, 103 Stat. 1041.
 Pub. L. 100–458, title I, Oct. 1, 1988, 102 Stat. 2158.
 Pub. L. 100–202, §101(i) [title I], Dec. 22, 1987, 101 Stat. 1329–290.
 Pub. L. 99–500, §101(j), Oct. 18, 1986, 100 Stat. 1783–287, and Pub. L. 99–591, §101(j), Oct. 30, 1986, 100 Stat. 3341–287.
 Pub. L. 99–151, title I, Nov. 13, 1985, 99 Stat. 792.
 Pub. L. 98–367, title I, July 17, 1984, 98 Stat. 472.
 Pub. L. 98–51, title I, July 14, 1983, 97 Stat. 263.
 Pub. L. 97–276, §101(e), Oct. 2, 1982, 96 Stat. 1189.
 Pub. L. 97–51, §101(c), Oct. 1, 1981, 95 Stat. 959.
 Pub. L. 96–536, §101(c), (d), Dec. 16, 1980, 94 Stat. 3167.
 Pub. L. 96–369, §101(c), (d), Oct. 1, 1980, 94 Stat. 1352, 1353.
 Pub. L. 96–86, §101(c), Oct. 12, 1979, 93 Stat. 657.
 Pub. L. 95–391, title I, Sept. 30, 1978, 92 Stat. 763.
 Pub. L. 95–94, title I, Aug. 5, 1977, 91 Stat. 653.
 Pub. L. 94–440, title I, Oct. 1, 1976, 90 Stat. 1439.
 Pub. L. 94–59, title I, July 25, 1975, 89 Stat. 269.
 Pub. L. 93–371, Aug. 13, 1974, 88 Stat. 424.
 Pub. L. 93–145, Nov. 1, 1973, 87 Stat. 527.
 Pub. L. 92–342, July 10, 1972, 86 Stat. 432.
 Pub. L. 92–51, July 9, 1971, 85 Stat. 125.
 Pub. L. 91–382, Aug. 18, 1970, 84 Stat. 807.
 Pub. L. 91–145, Dec. 12, 1969, 83 Stat. 339.
 Pub. L. 90–417, July 23, 1968, 82 Stat. 398.
 Pub. L. 90–57, July 28, 1967, 81 Stat. 127.
 Pub. L. 89–545, Aug. 27, 1966, 80 Stat. 354.
 Pub. L. 89–90, July 27, 1965, 79 Stat. 265.
 Pub. L. 88–454, Aug. 20, 1964, 78 Stat. 535.
 Pub. L. 88–248, Dec. 30, 1963, 77 Stat. 803.
 Pub. L. 87–730, Oct. 2, 1962, 76 Stat. 680.
 Pub. L. 87–130, Aug. 10, 1961, 75 Stat. 320.
 Pub. L. 86–628, July 12, 1960, 74 Stat. 446.
 Pub. L. 86–176, Aug. 21, 1959, 73 Stat. 398.
 Pub. L. 85–570, July 31, 1958, 72 Stat. 439.
 Pub. L. 85–75, July 1, 1957, 71 Stat. 244.
 June 27, 1956, ch. 453, 70 Stat. 356.
 Aug. 5, 1955, ch. 568, 69 Stat. 499.
 July 2, 1954, ch. 455, title I, 68 Stat. 396.
 Aug. 1, 1953, ch. 304, title I, 67 Stat. 318.
 July 9, 1952, ch. 598, 66 Stat. 464.
 Oct. 11, 1951, ch. 485, 65 Stat. 388.
 Sept. 6, 1950, ch. 896, Ch. II, 64 Stat. 595.
 June 22, 1949, ch. 235, 63 Stat. 216.

LIMITATION ON FUNDS AVAILABLE TO SENATE FOR FISCAL YEAR BEGINNING OCTOBER 1, 1980

Pub. L. 96–508, §10, Dec. 8, 1980, 94 Stat. 2749, provided that in the fiscal year beginning October 1, 1980, the aggregate amount of funds made available to the Senate shall not exceed 90 per centum of the aggregate amount of the funds made available for such purposes for the fiscal year beginning on October 1, 1979.

SENATE AND HOUSE COMMITTEE EMPLOYEES

Senate and House committee employees, formerly provided for by this section, are covered by section 72a of this title.

§ 60a–1. Senate pay adjustments; action by President pro tempore of Senate

(a) Each time the President adjusts the rates of pay of employees under section 5303 of title 5 (or section 5304 or 5304a of such title, as applied to employees employed in the pay locality of the Washington, D.C.-Baltimore, Maryland consolidated metropolitan statistical area) the President pro tempore of the Senate shall, as he considers appropriate—

(1)(A) adjust the rates of pay of personnel whose pay is disbursed by the Secretary of the Senate, and any minimum or maximum rate applicable to any such personnel; or

(B) in the case of such personnel whose rates of pay are fixed by or pursuant to law at specific rates, adjust such rates (including the adjustment of such specific rates to maximum pay rates) and, in the case of all other personnel whose pay is disbursed by the Secretary of the Senate, adjust only the minimum or maximum rates applicable to such other personnel; and

(2) adjust any limitation or allowance applicable to such personnel;

by percentages which are equal or equivalent, insofar as practicable and with such exceptions as may be necessary to provide for appropriate pay relationships between positions, to the percentages of the adjustments made by the President under such section 5303 (and, as the case may be, section 5304 or 5304a of such title, as applied to employees employed in the pay locality of the Washington, D.C.-Baltimore, Maryland consolidated metropolitan statistical area) for corresponding rates of pay for employees subject to the General Schedule contained in section 5332 of such title and adjust the rates of such personnel by such amounts as necessary to restore the same pay relationships that existed on December 31, 1986, between personnel and Senators and between positions. Such rates, limitations, and allowances adjusted by the President pro tempore shall become effective on the first day of the month in which any adjustment becomes effective under such section 5303 or section 3(c) of this Act.

(b) The adjustments made by the President pro tempore shall be made in such manner as he considers advisable and shall have the force and effect of law.

(c) Nothing in this section shall impair any authority pursuant to which rates of pay may be fixed by administrative action.

(d) No rate of pay shall be adjusted under the provisions of this section to an amount in excess of the rate of basic pay for level III of the Executive Schedule contained in section 5314 of title 5, except in cases in which it is necessary to restore and maintain the same pay relationships that existed on December 31, 1986, between personnel and Senators and between positions.

(e) Any percentage used in any statute specifically providing for an adjustment in rates of pay in lieu of an adjustment made under section 5303 of title 5 and, as the case may be, section 5304 or 5304a of such title for any calendar year shall be treated as the percentage used in an adjustment made under such section 5303, 5304, or 5304a, as applicable, for purposes of subsection (a) of this section.

(f) For purposes of this section, the term "personnel" does not include any Senator.

(Pub. L. 91-656, § 4, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 92-298, § 3(a), May 17, 1972, 86 Stat. 146; Pub. L. 92-392, § 14(a), Aug. 19, 1972, 86 Stat. 575; Pub. L. 94-82, title II, § 204(d), Aug. 9, 1975, 89 Stat. 422; Pub. L. 100-202, § 101(i) [title III, § 311(a), (b)], Dec. 22, 1987, 101 Stat. 1329-290, 1329-310; Pub. L. 101-509, title V, § 529 [title I, § 101(b)(4)(E)], Nov.

5, 1990, 104 Stat. 1427, 1440; Pub. L. 106-554, § 1(a)(2) [title I, § 2], Dec. 21, 2000, 114 Stat. 2763, 2763A-96.)

REFERENCES IN TEXT

Section 3(c) of this Act, referred to in subsec. (a), is section 3(c) of Pub. L. 91-656, which is set out as a note under section 5303 of Title 5, Government Organization and Employees.

AMENDMENTS

2000—Subsec. (a). Pub. L. 106-554, § 1(a)(2) [title I, § 2(1)], in introductory provisions, inserted "(or section 5304 or 5304a of such title, as applied to employees employed in the pay locality of the Washington, D.C.-Baltimore, Maryland consolidated metropolitan statistical area)" after "employees under section 5303 of title 5" and in concluding provisions, inserted "(and, as the case may be, section 5304 or 5304a of such title, as applied to employees employed in the pay locality of the Washington, D.C.-Baltimore, Maryland consolidated metropolitan statistical area)" after "the President under such section 5303".

Subsecs. (e), (f). Pub. L. 106-554, § 1(a)(2) [title I, § 2(2), (3)], added subsec. (e) and redesignated former subsec. (e) as (f).

1990—Subsec. (a). Pub. L. 101-509 substituted "5303" for "5305" wherever appearing.

1987—Subsec. (a). Pub. L. 100-202, § 101(i) [title III, § 311(a)], inserted requirement that rates of personnel be adjusted by such amounts as necessary to restore same pay relationships that existed on Dec. 31, 1986, between personnel and Senators and between positions.

Subsec. (d). Pub. L. 100-202, § 101(i) [title III, § 311(b)], inserted exception for cases in which it is necessary to restore and maintain same pay relationships that existed on Dec. 31, 1986, between personnel and Senators and between positions.

1975—Subsec. (d). Pub. L. 94-82 substituted "level III" for "level V", and "section 5314 of title 5" for "section 5316 of title 5."

1972—Subsec. (a). Pub. L. 92-298 and Pub. L. 92-392 made identical amendments by substituting "first day of the month in which any adjustment becomes effective" for "first day of the first pay period which begins on or after the day on which any adjustment becomes effective" in last sentence.

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-509 effective on such date as the President shall determine, but not earlier than 90 days, and not later than 180 days, after Nov. 5, 1990, see section 529 [title III, § 305] of Pub. L. 101-509, set out as a note under section 5301 of Title 5, Government Organization and Employees.

EFFECTIVE DATE OF 1987 AMENDMENT

Section 101(i) [title III, § 311(c)] of Pub. L. 100-202 provided that: "Notwithstanding any other provision of this Act [see Tables for classification] or any other provision of law, subsections (a) and (b) of this section [amending this section] shall be effective in the case of pay orders issued by the President pro tempore of the Senate on or after January 1, 1988."

EFFECTIVE DATE OF 1972 AMENDMENT

Amendment by Pub. L. 92-392 effective on first day of first applicable pay period beginning on or after 90th day after Aug. 19, 1972, see section 15(a) of Pub. L. 92-392, set out as an Effective Date note under section 5341 of Title 5, Government Organization and Employees.

ORDER OF THE PRESIDENT PRO TEMPORE OF THE UNITED STATES SENATE

JANUARY 7, 2008

By virtue of the authority vested in me by section 4 of the Federal Pay Comparability Act of 1970 (2 U.S.C. 60a-1) in order—

(1) to provide (subject to the provisions of section 704 of the Ethics Reform Act of 1989 (5 U.S.C. 5318 note; Public Law 101-194) and the amendments made by such section [amending section 31 of this title, section 104 of Title 3, The President, section 5318 of Title 5, Government Organization and Employees, and section 461 of Title 28, Judiciary and Judicial Procedure]) increases in the annual rates of compensation for officers and employees of the Senate that are comparable to the increases in rates of pay under the General Schedule taking effect on January 1, 2008 pursuant to sections 5303 and 5304 or 5304a of title 5, United States Code, and

(2) to provide (subject to such provisions of law) for the restoration of, and to maintain in effect, the same pay relationships that existed on December 31, 1986, between personnel and Senators and between Senate positions,
it is hereby—
Ordered,

DEFINITION

SECTION 1. For purposes of this Order, the term “employee” includes an officer (other than a United States Senator).

RATE INCREASES FOR SPECIFIED POSITIONS

SEC. 2. (a) The annual rates of compensation of the Secretary of the Senate, the Sergeant at Arms and Doorkeeper, and the Legislative Counsel shall each be \$167,800.

(b) The annual rates of compensation of the Secretary for the Majority and the Secretary for the Minority shall each be \$167,234.

(c) The annual rates of compensation of the Deputy Legislative Counsel and the Senior Counsels in the Office of the Legislative Counsel and the maximum annual rates of compensation for the Assistant Secretary of the Senate, the Parliamentarian, the Financial Clerk, the Assistant to the Majority Leader for Floor Operations, the Assistant to the Minority Leader for Floor Operations, the Chief of Staff for the Majority Leader, and the Chief of Staff for the Minority Leader shall each be \$166,615.

(d) The maximum annual rates of compensation for the positions authorized for the Capitol Guide Service by the Capitol Guide Board shall each be increased by 4.49 percent.

CHAPLAIN’S OFFICE

SEC. 3. The annual rate of compensation of the Chaplain is equal to the annual rate of pay provided for level IV of the Executive Schedule under section 5315 of title 5, United States Code, except that such annual rate of compensation may not at any time exceed the rate equal to the difference between the annual rate of compensation for a position referred to in section 2(a) and \$11,713.

OFFICES OF SENATE

SEC. 4. (a) The following individuals are authorized to increase the annual rates of compensation of the employees specified, subject to applicable limitations adjusted by this Order:

(1) The Vice President, for any employee under his jurisdiction.

(2) The President pro tempore, for any employee under his jurisdiction.

(3) The Deputy President pro tempore, for any employee under his jurisdiction.

(4) The President pro tempore emeritus, for any employee under his jurisdiction.

(5) The Majority Leader and the Minority Leader, for any employee under their respective jurisdictions (subject, in the case of the Assistant to the Majority Leader for Floor Operations, the Assistant to the Minority Leader for Floor Operations, the Chief of Staff for the Majority Leader, and the Chief of Staff for the Minority Leader, respectively, to the provisions of section 2(c) of this Order).

(6) The Majority Whip and the Minority Whip, for any employee under their respective jurisdictions.

(7) The Secretary of the Conference of the Majority and the Secretary of the Conference of the Minority, for any employee under their respective jurisdictions.

(8) The Secretary of the Senate, for any employee under his jurisdiction (subject to the provisions of section 2(c) of this Order).

(9) The Sergeant at Arms and Doorkeeper, for any employee under his jurisdiction.

(10) The Chaplain, for any employee under his jurisdiction.

(11) The Legislative Counsel, subject to the approval of the President pro tempore, for any employee under his jurisdiction (other than the Deputy Legislative Counsel and the Senior Counsels).

(12) The Senate Legal Counsel, for any employee under his jurisdiction (subject to the provisions of section 701(b) of the Ethics in Government Act of 1978 (2 U.S.C. 288(b))).

(13) The Secretary for the Majority and the Secretary for the Minority, for any employee under their respective jurisdictions.

(14) The Capitol Guide Board, for any employee under the jurisdiction of the Board.

(15) The appointing authority of any Senate entity not referred to under paragraphs (1) through (14) for any employee under its jurisdiction.

(b) Except for those officers and employees referred to in section 2 of this Order, no officer or employee within the Office of the Secretary of the Senate and no officer or employee within the Office of the Sergeant at Arms and Doorkeeper shall, for any period of time, be paid gross compensation at an annual rate which is in excess of the maximum prescribed in section 105(f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(f)) (as such rate is adjusted in section 7(b) of this order).

COMMITTEE STAFFS

SEC. 5. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1) (as modified by this Order), and to the other provisions of this Order, the chairman of any standing, special, or select committee of the Senate (including the majority and minority policy committees and the conference majority and the conference minority of the Senate), and the chairman of any joint committee of the Congress whose funds are disbursed by the Secretary of the Senate, are each authorized to increase the annual rate of compensation of any employee of the committee, or any subcommittee thereof, of which he is chairman, subject to applicable limitations adjusted by this Order.

(b) The maximum annual rate of “\$162,515” referred to in section 105(e) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(e)) (as provided for in section 5(b) of the Order of the President pro tempore of February 16, 2007) shall be deemed to be the figure “\$166,615”.

SENATORS’ OFFICES

SEC. 6. (a) Subject to the provisions of section 105 of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1), as modified by this Order, and to the other provisions of this Order, each Senator is authorized to increase the annual rate of compensation of any employee in his office, subject to applicable limitations adjusted by this Order.

(b) Each of the dollar amounts contained in the table under section 105(d)(1)(A) of such Act shall be deemed to be the dollar amounts in that table, as adjusted by law and in effect on December 31, 2007, increased by an additional 4.49 percent.

(c) The figures “\$2,444” and “\$160,659” referred to in the second sentence of section 105(d)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(d)(2)) (as provided in section 6(c) of the Order of the President pro tempore of February 16, 2007) shall be deemed to be the figures “\$2,554” and “\$164,759”, respectively.

(d) The amount referred to under section 111(a) of the Legislative Branch Appropriation Act, 1978 (2 U.S.C. 61-1 note), as amended by section 1 of the Legislative Branch Appropriations Act, 1993 (Public Law 102-392; 106 Stat. 1706) shall be \$494,277.

GENERAL LIMITATION

SEC. 7. (a) The figure “\$2,444” referred to in section 105(f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(f)) (as provided in section 7(a) of the Order of the President pro tempore of February 16, 2007) shall be deemed to be the figure “\$2,554”.

(b) The maximum annual rate of compensation of “\$160,659” appearing in section 105(f) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(f)) (as provided in section 7(b) of the Order of the President pro tempore of February 16, 2007) shall be deemed to be the figure “\$164,759”.

NOTIFYING DISBURSING OFFICE OF INCREASES

SEC. 8. In order for an employee to receive the increase in his annual rate of compensation pursuant to section 4, 5, or 6, the individual designated to authorize such increases for that employee shall notify the Disbursing Office of the Senate in writing that he authorizes such increase for that employee and the date (prescribed in accordance with section 105(a)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(a)(2))) on which such increase is to be effective. Such increase shall become effective as provided in section 105(a)(2) of the Legislative Branch Appropriation Act, 1968 (2 U.S.C. 61-1(a)(2)), except that if the notice required by the preceding sentence is given within five days (not counting Saturdays, Sundays, or holidays) after the date on which this Order is issued, such increase may become effective on January 1, 2008.

DUAL COMPENSATION

SEC. 9. The figure “\$30,827” referred to in section 5533(c)(1) of title 5, United States Code (as provided in section 9 of the Order of the President pro tempore of February 16, 2007) shall be deemed to be the figure “\$31,906”.

OFFICE OF THE SENATE LEGAL COUNSEL

SEC. 10. (a) The annual rate of compensation of the Senate Legal Counsel shall be \$167,800.

(b) The annual rate of compensation of the Deputy Senate Legal Counsel shall be \$166,500.

(c) The maximum annual rate of compensation of each Assistant Senate Legal Counsel may not at any time exceed the rate equal to the difference between the annual rate of compensation for a position referred to in section 2(a) and \$4,900.

EFFECTIVE DATE

SEC. 11. Sections 1 through 10 of this Order are effective on and after January 1, 2008.

ROBERT C. BYRD
President pro tempore

Prior Orders of the President pro tempore of the Senate were issued on the following dates:

Feb. 16, 2007, eff. Jan. 1, 2007.
Jan. 4, 2006, eff. Jan. 1, 2006.
Jan. 3, 2005, eff. Jan. 1, 2005.
Mar. 5, 2004, eff. Jan. 1, 2004.
Dec. 15, 2003, eff. Jan. 1, 2004.
Dec. 19, 2002, as amended Mar. 27, 2003, eff. Jan. 1, 2003.
Dec. 20, 2001, eff. Jan. 1, 2002.
Dec. 20, 2000, eff. Jan. 1, 2001.
Dec. 12, 1999, eff. Jan. 1, 2000.
Dec. 16, 1998, eff. Jan. 1, 1999.
Dec. 19, 1997, eff. Jan. 1, 1998.
Dec. 18, 1996, eff. Jan. 1, 1997.
Dec. 28, 1994, eff. Jan. 1, 1995.
Dec. 17, 1992, eff. Jan. 1, 1993.
Dec. 18, 1991, eff. Jan. 1, 1992.

Dec. 20, 1990, eff. Jan. 1, 1991.
Dec. 21, 1989, eff. Jan. 1, 1990.
Dec. 9, 1988, eff. Jan. 1, 1989.
Jan. 4, 1988, eff. Jan. 1, 1988.
Dec. 19, 1986, eff. Jan. 1, 1987.
Jan. 4, 1985, eff. Jan. 1, 1985.
Dec. 20, 1983, amended May 2, 1987, eff. Jan. 1, 1984.
Oct. 1, 1982, eff. Oct. 1, 1982; Cong. Rec., vol. 128, pt. 20, p. 26968.
Oct. 5, 1981, amended Dec. 15, 1981, eff. Jan. 1, 1981; Cong. Rec., vol. 127, pt. 19, p. 24991.
Oct. 1, 1980, eff. Oct. 1, 1980; Cong. Rec., vol. 126, pt. 25, p. 34376.
Oct. 13, 1979, eff. Oct. 1, 1979; Cong. Rec., vol. 125, pt. 22, p. 28404.
Oct. 9, 1978, eff. Oct. 1, 1978; Cong. Rec., vol. 124, pt. 28, p. 37837.
Sept. 29, 1977, eff. Oct. 1, 1977.
Oct. 8, 1976, eff. Oct. 1, 1976; Cong. Rec., vol. 123, pt. 3, p. 3784.
Oct. 2, 1975, eff. Oct. 1, 1975; Cong. Rec., vol. 121, pt. 27, p. 34398.
Oct. 7, 1974, eff. Oct. 1, 1975; Cong. Rec., vol. 120, pt. 27, p. 36717.
Oct. 4, 1973, eff. Oct. 1, 1973.
Dec. 16, 1972, eff. Jan. 1, 1973; Cong. Rec., vol. 119, pt. 1, p. 674.
Dec. 23, 1971, eff. Jan. 1, 1972; Cong. Rec., vol. 118, pt. 1, p. 235.
Jan. 15, 1971, eff. Feb. 1, 1971; Cong. Rec., vol. 117, pt. 1, p. 770.
Apr. 15, 1970, eff. Jan. 1, and May 1, 1970; Cong. Rec., vol. 116, pt. 9, p. 11860.
June 17, 1969, eff. July 1, 1969; Cong. Rec., vol. 115, pt. 12, p. 16103.
June 12, 1968, eff. July 1, 1968; Cong. Rec., vol. 114, pt. 13, p. 16890.

INCREASE IN COMPENSATION OF OFFICERS OF SENATE; LIMITATIONS ON BASIC AND GROSS COMPENSATION—1966

Pub. L. 89-504, title III, §302(g), (h), July 18, 1966, 80 Stat. 295, provided that:

“(g) Notwithstanding the provision referred to in subsection (h), the rates of gross compensation of the Secretary for the Majority of the Senate, the Secretary for the Minority of the Senate, the Chief Reporter of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, the Chief Clerk of the Senate, the Chaplain of the Senate, and the Postmaster and Assistant Postmaster of the Senate are hereby increased by 2.9 per centum.

“(h) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended by striking out ‘\$23,770’ and inserting in lieu thereof ‘\$24,460.’” [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, §105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE; LIMITATIONS ON BASIC AND GROSS COMPENSATION—1965

Pub. L. 89-301, §11(g), (h), Oct. 29, 1965, 79 Stat. 1121, provided that:

“(g) Notwithstanding the provision referred to in subsection (h), the rates of gross compensation of the Secretary for the Majority of the Senate, the Secretary for the Minority of the Senate, the Chief Reporter of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, the Chief Clerk of the Senate, the Chaplain of the Senate, and the Postmaster and Assistant Postmaster of the Senate are hereby increased by 3.6 per centum.

“(h) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the

Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended by striking out ‘\$22,945’ and inserting in lieu thereof ‘\$23,770.’” [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, § 105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1964

Pub. L. 88-426, title II, § 202(f), (g), Aug. 14, 1964, 78 Stat. 414, provided that:

“(f) Notwithstanding the provision referred to in subsection (g), the rates of gross compensation of the Secretary for the Majority of the Senate, the Secretary for the Minority of the Senate, the Official Reporters of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by an amount which is equal to the amount of the increase which would be provided by subsection (a) of this section [section 60e-11 of this title] in that gross rate determined without regard to the provisions referred to in subsection (g) of this section which is nearest in amount to the total annual compensation of such officer or employee.

“(g) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended by striking out ‘\$18,880’ and inserting in lieu thereof ‘\$22,945.’” [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, § 105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1962

Pub. L. 87-793, § 1005(c), (d), Oct. 11, 1962, 76 Stat. 867, provided that:

“(c) Notwithstanding the provision referred to in subsection (d), the rates of gross compensation of the elected officers of the Senate (except the Presiding Officer of the Senate), the Legislative Counsel of the Senate, the Official Reporters of Debates of the Senate, the Parliamentarian of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by 7 per centum.

“(d) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956, as amended (74 Stat. 304; Public Law 86-568), is amended to read as follows:

“‘No officer or employee whose compensation is disbursed by the Secretary of the Senate shall be paid basic compensation at a rate in excess of \$8,880 per annum, or gross compensation at a rate in excess of \$18,880 per annum, unless expressly authorized by law.’” [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, § 105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1960

Pub. L. 86-568, title I, § 117(c), (d), July 1, 1960, 74 Stat. 303, provided that:

“(c) Notwithstanding the provision referred to in subsection (d), the rates of gross compensation of each of the elected officers of the Senate (except the Presiding Officer of the Senate), the Parliamentarian of the Senate, the Legislative Counsel of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by 7.5 per centum.

“(d) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the

Legislative Appropriation Act, 1956 (69 Stat. 510; Public Law 242, Eighty-fourth Congress), is amended to read as follows:

“‘No officer or employee whose compensation is disbursed by the Secretary of the Senate shall be paid basic compensation at a rate in excess of \$8,880 per annum, or gross compensation at a rate in excess of \$17,525 per annum, unless expressly authorized by law.’” [Prior to this amendment “\$8,880” and “\$17,525” were, respectively, “\$8,880” and “\$16,300” per annum.] [The paragraph in the Legislative Appropriation Act, 1956, referred to above was repealed by Pub. L. 90-57, § 105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE;
LIMITATIONS ON BASIC AND GROSS COMPENSATION—1958

Pub. L. 85-462, § 4(c), (d), June 20, 1958, 72 Stat. 208, provided that:

“(c) Notwithstanding the provision referred to in subsection (d), the rates of gross compensation of each of the elected officers of the Senate (except the presiding officer of the Senate), the Parliamentarian of the Senate, the Legislative Counsel of the Senate, the Senior Counsel in the Office of the Legislative Counsel of the Senate, and the Chief Clerk of the Senate are hereby increased by 10 per centum.

“(d) The paragraph imposing limitations on basic and gross compensation of officers and employees of the Senate appearing under the heading ‘SENATE’ in the Legislative Appropriation Act, 1956 (69 Stat. 510; Public Law 242, Eighty-fourth Congress), is amended to read as follows:

“‘No officer or employee, whose compensation is disbursed by the Secretary of the Senate shall be paid basic compensation at a rate in excess of \$8,880 per annum, or gross compensation at a rate in excess of \$16,300 per annum, unless expressly authorized by law.’” [Prior to this amendment “\$8,880” and “\$16,300” were, respectively, “\$8,820” and “\$14,800” per annum.] [The paragraph in the Legislative Appropriation Act, 1956, referred to above, was repealed by Pub. L. 90-57, § 105(i)(3), July 28, 1967, 81 Stat. 144, eff. Aug. 1, 1967.]

INCREASE IN COMPENSATION OF OFFICERS OF SENATE
AND HOUSE—1955

Act June 28, 1955, ch. 189, § 4(c), 69 Stat. 176, provided that: “The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses), the Parliamentarian of the Senate, the Parliamentarian of the House of Representatives, the Legislative Counsel of the Senate, the Legislative Counsel of the House of Representatives, and the Coordinator of Information of the House of Representatives are hereby increased by 7.5 per centum.”

INCREASE IN COMPENSATION OF OFFICERS OF SENATE
AND HOUSE—1951

Act Oct. 24, 1951, ch. 554, § 2(e), 65 Stat. 614, provided that: “The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses), the Parliamentarian of the Senate, the Parliamentarian of the House of Representatives, the legislative counsel of the Senate, the legislative counsel of the House of Representatives, and the Coordinator of Information of the House of Representatives are hereby increased by 10 per centum, except that in no case shall any such rate be increased by less than \$300 per annum or by more than \$800 per annum.”

INCREASE IN COMPENSATION OF OFFICERS OF SENATE
AND HOUSE—1949

Act Oct. 28, 1949, ch. 783, title I, § 101(d), 63 Stat. 974, provided that: “The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses) are hereby increased by 5 per centum.”

§ 60a-1a. Rates of compensation paid by Secretary of Senate; applicability of Senate pay adjustments by President pro tempore of Senate

No provision of this Act or of any Act enacted after October 1, 1976, which specifies a rate of compensation (including a maximum rate) for any position or employee whose compensation is disbursed by the Secretary of the Senate shall, unless otherwise specifically provided therein, be construed to affect the applicability of section 60a-1 of this title to such rate.

(Pub. L. 94-440, title I, § 107, Oct. 1, 1976, 90 Stat. 1444.)

REFERENCES IN TEXT

This Act, referred to in text, means the Legislative Branch Appropriation Act, 1977, Pub. L. 94-440, Oct. 1, 1976, 90 Stat. 1439, as amended. For complete classification of this Act to the Code, see Tables.

§ 60a-1b. Senate pay adjustments; action by President pro tempore of Senate

(a) Whenever, after November 5, 1990, there is an adjustment in rates of pay for Senators (other than an adjustment which occurs by virtue of an adjustment under section 5303 of title 5 in rates of pay under the General Schedule), the President pro tempore of the Senate may, notwithstanding any other provision of law, rule, or regulation, adjust the rate of pay (and any minimum or maximum rate, limitation, or allowance) applicable to personnel whose pay is disbursed by the Secretary of the Senate to the extent necessary to maintain the same pay relationships that existed on December 31, 1986, between personnel and Senators and between positions.

(b) Adjustments made by the President pro tempore under this section shall be made in such manner as he considers advisable and shall have the force and effect of law.

(Pub. L. 101-520, title III, § 315, Nov. 5, 1990, 104 Stat. 2283; Pub. L. 102-90, title III, § 308, Aug. 14, 1991, 105 Stat. 466.)

REFERENCES IN TEXT

The General Schedule, referred to in subsec. (a), is set out under section 5332 of Title 5, Government Organization and Employees.

CODIFICATION

Section is from the Legislative Branch Appropriations Act, 1991.

AMENDMENTS

1991—Subsec. (a). Pub. L. 102-90 substituted “5303” for “5305”.

§ 60a-2. House of Representatives pay adjustments; action by Chief Administrative Officer of House

(a) Whenever an adjustment under section 5303 of title 5 becomes effective with respect to rates of pay under the General Schedule, the Chief Administrative Officer of the House of Representatives, in such manner as he considers advisable—

(1) effective on the first day of the month in which such pay adjustment by the President is

made effective as described above, shall adjust—

(A) each minimum and maximum rate of pay applicable to any employee or class of employees whose pay is disbursed by the Chief Administrative Officer (other than a maximum rate equal to or greater than the maximum rate then currently being paid under the General Schedule of section 5332 of title 5 as a result of such adjustment); and

(B) each monetary limitation on or monetary allowance for pay applicable to any such employee or class of employees;

by an amount rounded to the nearest \$100 and computed on the basis of a percentage equal or equivalent, insofar as practicable and with such variations as the Chief Administrative Officer considers appropriate, to the percentage of the adjustment under such section 5303;

(2) shall determine, with respect to the employees and classes of employees within the purview of this section whose pay is disbursed by the Chief Administrative Officer, the respective amounts of pay adjustments which are equal or equivalent, insofar as practicable and with such exceptions and modifications as may be necessary to provide for appropriate pay relationships between positions, to corresponding increases in pay, as determined by the Chief Administrative Officer, made by the pay adjustment by the President; and

(3) shall transmit to the appropriate pay-fixing authority concerned in the House of Representatives a copy of his determinations with respect to the pay of those employees whose pay is fixed and adjusted by that authority.

(b) After consideration of the pay determinations transmitted by the Chief Administrative Officer, the pay-fixing authority concerned may adjust, notwithstanding the provisions contained in sections 1341, 1342, and 1349-1351 and subchapter II of chapter 15 of title 31, the rates of pay concerned in such manner as that authority considers appropriate.

(c) Nothing in this section shall impair any authority pursuant to which rates of pay may be fixed by administrative action.

(d) This section shall not be deemed to authorize any adjustment in the rates of pay of employees whose rates of pay are disbursed by the Chief Administrative Officer and are fixed and adjusted from time to time as nearly as is consistent with the public interest in accordance with prevailing rates or practices, including employees subject to the House Wage Schedule.

(e) No rate of pay shall be adjusted under this section to an amount in excess of the rate of basic pay of level V of the Executive Schedule contained in section 5316 of title 5.

(Pub. L. 91-656, § 5, Jan. 8, 1971, 84 Stat. 1952; Pub. L. 92-298, § 3(b), May 17, 1972, 86 Stat. 146; Pub. L. 92-392, § 14(b), Aug. 19, 1972, 86 Stat. 575; Pub. L. 101-509, title V, § 529 [title I, § 101(b)(4)(F), (10)], Nov. 5, 1990, 104 Stat. 1427, 1440, 1442; Pub. L. 102-378, § 5(b), Oct. 2, 1992, 106 Stat. 1358; Pub. L. 104-186, title II, § 204(1), Aug. 20, 1996, 110 Stat. 1729.)

CODIFICATION

In subsec. (b), “sections 1341, 1342, and 1349-1351 and subchapter II of chapter 15 of title 31” substituted for